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#221

Acorn Cardiovascular, Inc.  
P.O. Box 2903  
Minneapolis, MN 55402

In re Application of	:	DECISION ON PETITION
Clifton A. Alferness et al	:	TO WITHDRAW
Serial No. : 09/880,576	:	HOLDING OF
Filed : June 13, 2001	:	ABANDONMENT
For : Cardiac Disease Treatment and Device	:	

This is a decision on petitioner's request filed February 24, 2005, to review the holding of abandonment mailed January 6, 2005 for failure to respond to the Office action mailed April 2, 2004. There is no fee required for this petition.

In support of the request, petitioner has submitted a copy of an amendment; the amendment bearing a certificate of facsimile transmission dated June 15, 2004. Petitioner has also included a copy of a facsimile transmission report confirming transmission of the papers in question on June 15, 2004.

In view of the above, the Notice of Abandonment mailed January 6, 2005 is in error and is hereby vacated. The holding of abandonment is withdrawn. Upon the mailing of this decision, the application will be forwarded to the Examiner via the Legal Instruments Examiner for entry and consideration of the response received June 15, 2004.

Summary: Holding of Abandonment Withdrawn.

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ak/04/25/05